IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital: the 5th day of September, 2006
Crl. Bail Application No. 808 of 2006

Order on the Bail Application:
CRIMINAL SIDE

Dharampal S/o Kiran Singh,
R/o Village Chandpuri Khadar,
P.S. Khanpur, Distt. Haridwar.

……. Applicant

Versus

State of Uttaranchal ……. Opposite Party

Arising out of Crime No. 35 of 2006
Under Sections: 304 of I.P.C.
Police Station: Khanpur
District: Haridwar.

Hon'ble P.C. Pant, J.

Heard.

The applicant Dharampal, brother of the deceased, who is in jail in connection with crime No. 35 of 2006 under Section 304 of the I.P.C., P.S. Khanpur, District Haridwar, has sought bail.

According to the First Information Report, lodged by wife of the deceased, the applicant in a drunken state gave a fatal push to the deceased, and the deceased after getting struck with a door, died.

Learned counsel for the applicant argues that the deceased himself, in a drunken state, got the injury.

In the facts and circumstances of the case, this Court is of the view, that the applicant deserves bail.

Let the applicant Dharampal be released on bail on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of the Magistrate concerned.

Dt. 05.09.2006 (P.C. Pant, J.)
HN